

A RESOLUTION BY PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE AUTHORIZING THE SETTLEMENT OF ALL CLAIMS AGAINST OFFICER GOVERNOR HENDERSON IN THE CASE OF HARRY SHAVERS V. RAZIA GROUP, INC. D/B/A TEXACO FOOD MART AND OFFICER GOVERNOR HENDERSON, CIVIL ACTION FILE NUMBER 12EV014871A, STATE COURT OF FULTON COUNTY STATE OF GEORGIA, IN THE AMOUNT OF \$32,500.00; AUTHORIZING PAYMENT OF \$32,500.00 TO BE CHARGED TO AND PAID FROM FUND 1001 (GENERAL FUND), CENTER NUMBER 200101 (NON-DEPARTMENTAL), ACCOUNT 5212005 (LITIGATION EXPENSES) AND FUNCTIONAL ACTIVITY NUMBER 1512000 (ACCOUNTING); AUTHORIZING THE CHIEF FINANCIAL OFFICER TO DISTRIBUTE THE SETTLEMENT AMOUNT; AND FOR OTHER PURPOSES.

Workflow List:

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|--|-----------|---------------------|
| Kimberly Patrick | Completed | 07/18/2014 9:24 AM |
| Finance | Completed | 07/18/2014 10:02 AM |
| Office of Research and Policy Analysis | Completed | 07/22/2014 5:10 PM |
| Public Safety & Legal Administration Committee | Pending | |
| Atlanta City Council | Pending | |
| Mayor's Office | Pending | |
| Rhonda Dauphin Johnson | Pending | |

| Certified by Presiding Officer | Certified by Clerk |
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| <p style="text-align: center;">Mayor's Action</p> <p style="text-align: center;"><i>See Authentication Page Attachment</i></p> | |

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WHEREAS, *Harry Shavers v. Razia Group, Inc. d/b/a Texaco Food Mart and Officer Governor Henderson* is a case in which the Plaintiff, Harry Shavers, sought remedy and redress for alleged deprivation of his Fourth Amendment rights; and

WHEREAS, Plaintiff has agreed to accept \$32,500.00 in full settlement of all claims against Officer Henderson, inclusive of interest and attorney's fees; and

WHEREAS, the City Attorney has done extensive review of the facts and the law and has determined that the City's potential financial exposure in defending Plaintiff's claims is in excess of the settlement amount; and

WHEREAS, the City Attorney considers it to be in the best interest of the City to pay the amount of \$32,500.00 to settle all claims against Officer Henderson.

THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA hereby resolves as follows:

SECTION 1. The City Attorney is hereby authorized to settle and execute all documents in the case of *Harry Shavers v. Razia Group, Inc d/b/a Texaco Food Mart and Officer Governor Henderson* in the amount of Thirty-Two-Thousand-Five-Hundred Dollars and Zero Cents (\$32,500.00).

SECTION 2. Said payment is to be charged, paid and issued as follows:

The Chief Financial Officer is authorized to make payment from Fund 1001 (General Fund), Center Number 200101 (Non-Departmental), Account 5212005 (Litigation Expenses) and Functional Activity Number 1512000 (Accounting). Payment shall be in the form of a check in the amount of \$32,500.00 payable to Craig T. Jones, Esq. and Harry Shavers.

Such payment shall be in full consideration of the dismissal of all claims against Officer Henderson.